



DEPARTMENT OF THE NAVY  
NAVAL FACILITIES ENGINEERING COMMAND, MARIANAS  
PSC 455, BOX 195  
FPO AP 96540-2937

IN REPLY REFER TO:  
5720  
Ser 00/308  
28 Dec 16

Tony Tolen  
1240 Bayshore Highway  
Burlingame, CA 94010

Dear Mr. Tolen:

SUBJECT: FREEDOM OF INFORMATION ACT (FOIA) REQUEST 17-001

This letter is a follow on to our initial FOIA response letter dated December 20, 2016, that responded to your perfected Freedom of Information Act (FOIA) request dated November 22, 2016, in which you seek certain payment information regarding NAVFAC Marianas Contract No. N40192-14-C-1300.

On December 20, 2016, Nova responded to our reverse FOIA request dated December 13, 2016, and confirmed their objection to disclose the enclosed invoice attachments in their entirety due to competitive harm. In compliance with FOIA regulation, we have segregated and redacted information which could cause competitive harm to Nova, under Exemption b(4), and are releasing to you all of the non-exempt information.

Because your request is partially denied, you are advised of your right to appeal this determination, in writing, to Ms. April Christensen, Associate Counsel (FOIA Appeals), 1000 Navy Pentagon, Room 5A532, Washington, DC 20350-1000. Your appeal must be postmarked within ninety (90) calendar days from the date of this letter. A copy of your initial request and this letter must accompany the appeal. The appeal should be marked "Freedom of Information Appeal" both on the envelope and the face of the letter. In order to expedite the appellate process and ensure full consideration of your appeal, your appeal should contain a brief statement of the reasons you believe this decision to be in error.

Should you have questions regarding the action this office took, you have the right to seek dispute resolution services from the DoD Navy Component FOIA Public Liaison, Mr. Chris Julka, at (703) 697-0031 or via e-mail at christopher.a.julka@navy.mil.

Further questions concerning your FOIA request should be directed to Thomas Ngiraterged at (671) 333-2277 or via e-mail at thomas.ngiraterged@fe.navy.mil.

Sincerely,

S. M. JONES  
Captain, Civil Engineer Corps, U.S. Navy  
Commanding Officer

Enclosure 1. CD Disc